



Eric Gonzalez  
District Attorney

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[INSERT NAME]  
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]  
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

**MOS NAME:** Nicholas Smith

**MOS TAX:** [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

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**Disclosure # 1:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), AGAINST MOS ARISING FROM 02/02/2016:

1. COMPUTER MISUSE

CASE STATUS: CLOSED ON 02/15/2017.

PENALTY: A CD ISSUED.

**Disclosure # 2:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), AGAINST MOS ARISING FROM 07/05/2017:

1. COURT APPEARANCE – NON APPEARANCE – TRAFFIC VIOLATIONS BUREAU

CASE STATUS: CLOSED ON 11/07/2017.

PENALTY: A CD ISSUED.

**Disclosure # 3:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S) AGAINST MOS ARISING FROM 04/03/2018:)

1. FAIL TO NOTIFY – SUPERVISOR
  2. FAIL TO PREPARE REPORT – STOP QUESTION FRISK
  3. FAIL TO PREPARE REPORT – TRI REPORT
  4. DISPUTED STOP OF A PERSON – NO ENFORCEMENT ACTION TAKEN – QUESTIONED AND FRISKED.
- CASE STATUS: CLOSED ON 01/16/2019.

MOS WAS FOUND GUILTY AFTER TRIAL TO THE FOLLOWING DEPARTMENT CHARGES ARISING OUT OF AN INCIDENT ON OR ABOUT 09/27/2017:

1. MOS, WHILE ON DUTY AND ASSIGNED TO 075 PRECINCT, IN A LOCATION KNOWN TO THE DEPARTMENT, ABUSED SAID MOS'S AUTHORITY AS A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT, IN THAT SAID MOS STOPPED A PERSON KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY.

CASE STATUS: CLOSED ON 11/21/2019.

PENALTY: MOS FORFEITED THREE (3) VACATION DAYS.

**Disclosure # 4:**

THE NYPD ENTERED A DISPOSITION OF MINOR PROCEDURAL VIOLATION, DATED 8/12/19, AGAINST MOS SMITH:

1. BODY WORN CAMERA - PREMATURE DEACTIVATION

CASE CLOSED ON 3/3/20

**Disclosure #5:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 3/3/20, AGAINST MOS SMITH:

1. REPORT INCOMPLETE/INACCURATE - PROPERTY CLERK INVOICE

PENALTY: VERBAL INSTRUCTIONS

CASE CLOSED ON 3/20/20

**Disclosure #6:**

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Milton Russell	14-CV-1928	E.D.N.Y.	03/26/2014	09/17/2015	Settlement without admission of fault or liability

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:**

**Disclosure #7:**

CCRB CASE: 201708175

REPORT DATE: 10/04/2017

INCIDENT DATE: 09/27/2017

SUBSTANTIATED CCRB ALLEGATION(S):

1. Abuse - Stop  
DISPOSITION: Substantiated (Charges)

OTHER MISCONDUCT NOTED:

1. OMN - Failure to produce stop and frisk report  
DISPOSITION: Other Misconduct

**Disclosure #8:**

CCRB CASE: 201908395

REPORT DATE: 9/23/2019

[REDACTED]  
[REDACTED]  
[REDACTED]

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